



PLANNING DIRECTOR'S HEARING AGENDA

WEDNESDAY, FEBRUARY 21, 2007

9:00 a.m.
City Council Chambers
City Hall

200 East Santa Clara Street
San Jose, California 95113-1905

Hearing Officers

Susan Walton, Principal Planner

Mike Enderby, Acting Principal Planner

**Joseph Horwedel, Director
Planning, Building, and Code Enforcement**

NOTE

To arrange an accommodation under the Americans with Disabilities Act to participate in this public meeting, we ask that you call (408) 535-7800 (VOICE), 294-9337 (TTY) at least two days, (48 hours) before the meeting. If you requested such an accommodation and have not already identified yourself to the technician seated at the staff table, please do so now. If you did not call in advance and do now need assistance, please see the technician.

NOTICE TO THE PUBLIC

Good morning, this is the Planning Director's Hearing of **February 21, 2007**. My name is _____ and I am the Hearing Officer for today's agenda. On behalf of the Planning Director, I would like to welcome you to this Public Hearing. Please remember to turn off all cell phones and pagers. A copy of the agenda is available on the table by the door for your convenience. A validation machine is available up the stairs at the rear of these chambers for parking tickets for the garage underneath City Hall.

The procedure for this hearing is as follows:

- Hearing Officer will identify the project as described on the agenda
- Staff report
- After the staff report, applicant and/or representative will have up to 5 minutes to speak and should make themselves known as their item comes up by approaching the microphone and identifying themselves and stating their home address, or just wave from the audience if you do not wish to speak
- Public testimony of up to 2 minutes, either for or against the project. Please state name and home address for the record
- After the public testimony, the applicant may make closing remarks of up to 5 minutes
- The Hearing Officer may ask questions of the speaker
- The public hearing will then be closed and the Hearing Officer will take action on the item. The Hearing Officer may request staff to respond to the public testimony, ask staff questions, and discuss the item

If you challenge these land use decisions in court, you may be limited to raising only those issues you or someone else raised at this public hearing or in written correspondence delivered to the City at, or prior to, the public hearing.

The Planning Director's action on these agenda items is final when the permit is signed and mailed, unless the permit is appealed. The Planning Director's actions are appealable in accordance with the requirements of Title 20 of the Municipal Zoning Code.

Note: If you have any agenda changes, please contact Xochitl Lopez at Xochitl.lopez@sanjoseca.gov.

AGENDA

ORDER OF BUSINESS

1. DEFERRALS

Any item scheduled for hearing this morning for which deferral is being requested will be taken out of order, to be heard first on the matter of deferral. A list of staff recommended deferrals is available on the table. I will identify the items to be deferred and then ask for comments from the audience. If you want to change any of the deferral dates recommended or speak to the question of deferring these or any other items, you should say so at this time. I will now open the public hearing. The following items are proposed to be deferred.

The matter of deferrals is now closed.

2. CONSENT CALENDAR

NOTICE TO THE PUBLIC

The consent calendar items are considered to be routine and will be considered together. There will be no separate discussion of these items unless a request is made by the Director of Planning, staff, or the public to have an item removed from the consent calendar and considered separately. If anyone in the audience wishes to speak on one of these items, please come to the podium at this time.

- a. **TR06-205. Tree Removal Permit** to legalize the removal of one Redwood Tree 70 inches in circumference, and to remove 2 Redwood trees 59 inches and 120 inches in circumference, on a 0.76 gross acre site in the R-2 Two-Family Residence Zoning District, located at 1624 The Alameda (Calvelli Helen L Trustee & Et Al, Owner). Council District: 6. CEQA: Exempt. (Project Manager: Tracy Chu.)
- b. **TR07-001. Tree Removal Permit** to remove one Sycamore tree 62 inches in circumference on a 0.23 gross acre site in the R-1-8 Single-Family Residence Zoning District, located on the west side of S Genevieve Lane 210 feet northerly of Scott Street (441 S GENEVIEVE LN) (Sullivan Bill E, Owner). Council District 6. CEQA: Exempt. (Project Manager: Tracy Chu.)
- c. **TR07-005. Tree Removal Permit** to remove one Maple tree 102 inches in circumference on a 0.18 gross acre site in the R-2 Two-Family Residence Zoning District, located on the south side of Whitwood Lane 100 feet westerly of Fulton Street (4606 WHITWOOD LN) (Johnson Scott P Sr And Sharon K Et Al, Owner). Council District 1. CEQA: Exempt. (Project Manager: Tracy Chu.)
- d. **V07-001. Development Variance Permit** to allow the construction of an accessory building in the side yard of a residential lot on a 0.44 gross acre site in the R-M Multi-Family Residence Zoning District, located on the east side of Belmont Way 410 feet northerly of West Alma Avenue (406 Belmont Avenue) (John Plocher, Owner). Council District: 6. SNI: None. CEQA: Exempt. (Project Manager: Tracy Chu.)

- e. **SF06-057. Single Family House Permit**, Category 2 -- Demolish 1,545 square feet of existing 2,571 square foot single family residence and build an additional 5,250 square feet, for a new total of 6,276 square feet. in the R-1-1 Single-Family Residence Zoning District, located on the east side of Dougherty Avenue approximately 700 feet north of Live Oak Avenue (10486 DOUGHERTY AV) (Stephen Nunes, Owner). Council District 2. SNI: None. CEQA: Exempt.
(Project Manager: Suparna Saha.)

The consent calendar is now closed.

3. **PUBLIC HEARING**

- a. **PDA98-075-04. Planned Development Permit Amendment** to allow retaining walls ranging between 3 feet and 6 feet in height in the rear yard of an existing single-family residence on a 0.42 gross acre site in the A(PD) Planned Development Zoning District, located at/on the west end of Pienzanna Court (3681 Pienzanna Court) (Phuc Dang Nguyen, Owner). Council District 8. SNI: None. CEQA: Exempt. **Deferred from 02/14/07.**
(Project Manager: Reena Mathew.)

This concludes the Planning Director's Hearing for February 21, 2007. Thank you.

PLANNING DIRECTOR'S AGENDA ON THE WEB:
<http://www.sanjoseca.gov/planning/hearings/default.asp>
PUBLIC INFORMATION COUNTER
(408) 535-7800 CITY OF SAN JOSE